Sectt. II-27—50,006—23-11-42.

Edn & PH (1943) Department.

1/5 SERIES.

G.O. No. 5676 PH

8/

Dated 17.5.43

[Despatch Abstract.]

Name: Kolegal Panchayat (Coimbatore)
Construction of a Jowt Silk filature:
Permission for the Construction of -
Orders passed

C.F. 32 (a).

Department | Received ____ Registered ____

From (Name) K.Ramunni Menon Esq. M.A., Bar-at-Law.,I.C.S.,
Designation Inspector of Municipal Councils & Local Boards
Station ...unt Road, Madras.

To
The Secretary to Government,
Local Administration Dept.

ASST. SECY. TO GOVT. 6 APR 1943 LOCAL ADMN. DEPT.

SECRETARY TO GOVT. 12 APR 1943 EDUCATION AND PUBLIC HEALTH DEPT.

5016 G

8716 J 9/4

I.OC. No. 6814/F5/43 dated 3.4 194 3,

Sir,

Sub: Government buildings and factories - construction of in panchayat areas - whether licence is required to be obtained from the panchayat.

Ref: My U.O.No.6814/43/F5. dated 15.3.43.

I send herewith a copy of the letter of the Director of Industries and Commerce No.1374-D/42. dated 15.3.43 in continuation of my U.O.referred to above.

I have the honour to be,
Sir,
Your most obedient servant,
for Inspector.

Copy of letter No.1374-D/42. dated 15.3.43 from the Director of Industries and Commerce.

The Government of Madras are constructing a silk - filature at Kollegal on behalf of His Majesty's Government for the manufacture of silk for war purposes. The work is under progress. Under Section 194 of the Local Boards Act, 1920, an application has to be sent to the local panchayat for permission to construct the factory. Section 244 of

the District Municipalities Act exempts Government from taking out - licences for such constructions by Government. There is no such section in the Local Boards Act.

I shall be glad to know whether Section 244 of the District Municipalities Act applies in this case as well. If not, kindly let me know the action, if any, I should take in the matter. I understand that - generally licenses are not taken out for constructing buildings or - factories by Government, whether the site is within municipal limits or within panchayat limits.

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sr.5.4. The main file containing the Inspectors report noted to on plan was sent to L.A. vide with E.P.H. Dept. No. 4122(5)-1 H.P.H. 3 5.4.43.

This may be sent to them in continuation, with the request

mm 13.4.43 Rel- the file may be expedited. hs 15/4/43 LA

ASST. SECTY. TO GOVT. 12 APR 1943 LOCAL ADMN. DEPT.

DEPUTY SECY. 4/5 APR 1943

9617 15/4 SLJ

L. A D

12092 5.5.43 The main file was returned to E.P.H. Dept. with this Dept. No. 1094-1 S/L dated 14-4-43. 16/4/43

L.A. no 9617-15/4 3.5.43 The E.P.H. may be informed. no. as above 1.5.43

11/5/43

EPH

Govt Depot (H) 2

1W/1715/82/1715

Licence. Kollegal Panchayat Committee. Construction of a Cocoon Silk filature - Permission for the construction of. Orders passed.

From the Insp. of Lc. Bds. & LBds. Roc. No 6814/F5/43 dt 3.4.43.

F.D.

Order/Rc. 5676 P.K. 3. 17.5.43

The Inspector is informed that a licence under the Madras Local Boards Act, 1920, will be necessary, if section 244 of the M. D.M. Act, 1920, has not been extended to the area of the Kollegal Panchayat Bd. He may inform the Director of Industries and Commerce accordingly, after verifying whether the provisions of Section 244 of the Madras

D1. Municipalities Act have been extended to the Penelopes.

mm 14.5.43

JD 14/5/43

hs 17.5.43

Add Cos 19/5/43

Do this instruction must be [illegible]

Licence: Kollegal Panchayat (Coimbatore). Construction of a Govt. Silk filature. Permission for the construction of

2.6 From the Insp. of Fee. Cls. & LBs. Roc No. 6814/FS/43 3.4.43.

(U) Mr 5.6 Please see the Inspector's letter in the cf. and Govt No. 953 PH 3 26.4.43. In the absence of a provision in the KLB Act similar to that in Sec. 244 of the MDR Act, permission of the Kollegal Panchayat will have to be obtained under section 194 of the KLB Act for the construction of the Govt. silk filature at Kollegal. It is observed from 'A' on p. 1 of Govt No. 953 PH 3 26.4.43 that, in actual practice, the permission of panchayat boards is not applied for, for the construction of Govt. factories in those areas, ~~nor~~. For orders whether the Inspector may be informed that permission of the panchayat should be applied for in the present case, with reference to the existing provision in the KLB Act.

Mr 6.5.43 ~~Has question of~~ Provision similar to Sec 244 of the M.D.R. Act in the Licence in the M.L.B. (Second Amendment Bill)

1.4.43 (U)

The Director of Industries enquires about the
section 2 (1) of the H.D.U. Act applies
to the case of Kollegal. It is not
known whether section 2 (1) of the H.D.U.
Act has been extended to the Kollegal
Panchayat. The Inspector may enquire
for this record whether this was done before
asking the Director to
applying for a licence under section
194 of the H.L.B. Act, to comply with
the provision of law as it stands
at present. For orders.

Urgent

JD
6/5/43

Inspector may be informed
as at 'A' above. I think the
'Flats' has to take out a licence if
Sec 244 has not been extended. Legal
may advise:

hvs
8/5/43 Legal

Approved
5/5/43

Approved
10/5/43

5179
ACT

Legal Department.

The view expressed by D.S. E. & P.H. is correct. A licence under the Local Boards Act will be necessary, if section 244 of the District Municipalities Act has not been extended to the panchayat area.

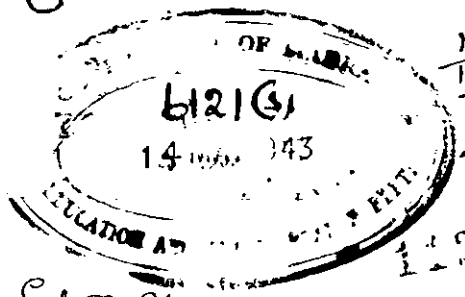
K. no. 1245/43

13/5/43

Ch Engrs no 3079-1 13-5-43

E & H Dept (H)

A draft order is submtd. for approval.



14-5-43

14/5/43

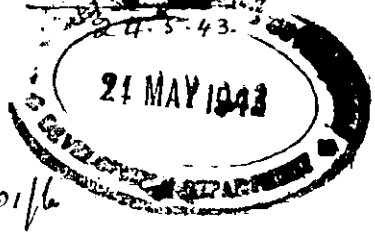
1258

17.5.43

Dev. offr. Spl

(Issued as G.O. no 5576 PH-B 17-5-43 — L.S.)

Exec Engr Hosp 5 A 46-7-2 H Spl 14-5-43.



To Addl. N.S.

Dev Dept

14225/F

may be returned to E & H. after

personal gist

order issued on the letter of the D.E.E. in

Rec'd 1/6

9554

ref. no.

the cf. (~~A copy of the order may perhaps go to the D.E.E.~~)

27/5/43. E & P.H.

-1

. The papers may be put away.

mm
1.6.43

Station Deposit (II)

WB
5 | 6.43